W. ED GAVIN

ALAN V. PUGH

LEE W. GAVIN

RICHARD L. COX

SCOTT C. ETHERIDGE

LAW OFFICES

# GAVIN, COX, PUGH, GAVIN AND ETHERIDGE

119 WORTH STREET
ASHEBORO, NORTH CAROLINA 27203

087 8 3 11 11 198
TELEPHONE
19361 629-2600

October 2, 1998

FACSIMILE (336) 629-4734

Xavier McDonnell, Esquire Enforcement Division Office of the General Counsel Federal Election Commission 999 E-Street, N.W. Washington, D.C. 20463

Re: MUR - 4797

MUR - 4798

Dear Xavier:

Enclosed please find verified Answers and exhibits to the Interrogatories you served on my clients.

If you have any questions, please do not hesitate to call.

With best regards,

Very truly yours,

GAVIN, COX, PUGH, GAVIN and ETHERIDGE

Alan V. Pugh

AVP:dr

Enclosures

### BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of ) MUR 4797

# ANSWERS TO INTERROGATORIES AND REQUEST FOR PRODUCTION OF DOCUMENTS

- 1. Disclosure reports indicate that you received \$10,000.00 From the Randolph County Republican Party Executive Committee ("Randolph County Committee") on October 16, 1996. With respect to such transfer/contribution:
  - a. State the date on which you received such funds; ANSWER: 10/16/96.
- b. State whether the funds were transferred pursuant to any request made by you;

ANSWER: Funds were not made pursuant to any request I made.

c. State the purpose of such transfer/contribution;

ANSWER: Purpose of transfers were to support State House elections for the 25th and 89th districts.

- d. Identify all persons involved in giving and receiving such funds;
  - ANSWER: Alan V. Pugh, representing Randolph County Republican Executive Committee, Collette Hoover representing the 6th District Republican Executive Committee.
- e. Identify and produce all documents related to the transfer of such funds, including but not limited to check, memos, correspondence, etc.

ANSWER: See attached checks, deposit slips, invoices, and script.

- 2. Disclosure reports indicate that you received \$22,425 from the Randolph County Republican Party on October 22, 1996. With respect to such transfer/contribution:
- a. State whether the funds were transferred pursuant to any request made by you;

ANSWER: Funds were not made pursuant to any request I made.

b. State the purpose of such transfer/contribution;

ANSWER: Purpose of transfer was to support State House elections for the 25th and 89th districts.

c. Identify all persons involved in giving and receiving such funds.

ANSWER: Alan V. Pugh, representing Randolph County Republican Executive Committee, Collette Hoover representing the 6th District Republican Executive Committee.

d. Identify and produce all documents related to the transfer of such funds, including but not limited to check, memos, correspondence, etc.

ANSWER: Invoices, deposit slips, and mailings attached.

- 3. State whether you had any discussion with the Randolph County Committee regarding the use of the funds referenced above in questions 1 and 2. If so;
  - a. State when you had any such discussions;

ANSWER: October 16th and October 22, 1996.

b. Identify all persons involved in such discussions;

ANSWER: Alan V. Pugh and Collette Hoover

c. State the substance of such discussions and indicate whether there was any discussion about what the funds might be used for, i.e., state or federal elections, advertising, voter mailings, get-out-the-vote activity, and whether the Randolph County Committee provided you with any instructions, or made any request or suggestion, about the use of the funds;

ANSWER: Discussions indicated deposits were for radio advertising and voter mailings for the 25th and 89th State House District elections.

d. Identify and produce all documents related to such discussions, including but not limited to memos, correspondence, etc.

# ANSWER: Attached.

- 4. Disclosure reports indicate that you made a \$10,000 payment/expenditure to Blackwater Communications on October 17, 1996. With respect to such payment/expenditure;
  - a. State what was purchased with that payment/expenditure;

ANSWER: Radio advertising for State House District 89.

b. State whether the item(s) or services purchased with the \$10,000 referenced any candidates for federal or state office, and if so, identify all such candidates;

ANSWER: References were for State House candidates, John Cocklereece and Joanne Sharpe.

c. State whether you had any discussions with the Randolph County Committee about the payment/expenditure, and if so, state the substance of such discussions and indicate whether there was any discussion about the use of the payment/expenditure, i.e., state or federal elections, advertising, voter mailings, get-out-

the-vote activity;

ANSWER: Alan V. Pugh indicated the \$10,000. was for radio advertising for state house candidates.

d. State whether the Randolph County Committee gave you any instructions, or made any request or suggestion about the \$10,000 payment/expenditure, including but not limited to a suggestion about what vendor to use, the type of goods or services to purchase, whether the funds should be used on state or federal elections, advertising, voter mailings, get-out-the-vote activity;

ANSWER: Alan V. Pugh indicated the 10,000. was for radio advertising for state house candidates and the money was expended at the same time the deposits were made.

e. Identify all persons from your committee involved in reviewing, approving or making suggestions regarding the goods or services purchased;

ANSWER: Mary Elizabeth Irvin, Chairman Allen Page, Vice Chairman Collette Hoover, Treasurer

f. Identify all persons from Blackwater Communications involved in providing any goods or services in exchange for the \$10,000.

ANSWER: Jerry Blackwelder.

g. Identify and produce all documents related to the expenditure, including but not limited to scripts, tapes, memos, notes, correspondence, information stored on or created by computer.

ANSWER: See Attached.

- 5. Disclosure reports indicate that you made a \$22,376 payment/expenditure to Advantage Mailing on October 23, 1996. With respect to such payment/expenditure:
  - a. State what was purchased with that payment/expenditure;

ANSWER: Voter mailings (see copies of invoices).

b. State whether the item(s) or services purchased referenced any candidates for federal or state office, and if so, identify all such candidates;

ANSWER: Referenced 25th and 89th State House candidates, Joanne Sharpe, John Cocklereece, Dennis Reynolds, Cary Allred, John Jordan

c. State whether you had any discussions with the Randolph County Committee regarding such payment, and if so, state the substance of such discussions and indicate whether there was any discussion about the use of the payment/expenditure, i.e., state or federal elections, advertising, voter mailings, get-out-the-vote activity;

ANSWER: Alan V. Pugh indicated these monies were for voter mailings as indicated by the invoices from Advantage Mailing.

d. State whether the Randolph County Committee gave you any instructions, or made any request or suggestion about the \$22,376 payment, including but not limited to any suggestion about what vendor to use, the type of goods or services that might be purchased, whether the funds should be used on state or federal elections, advertising, voter mailings, get-out-the-vote activity;

ANSWER: Same as C above.

e. Identify all persons from your committee involved in reviewing, approving or making suggestions regarding the goods or

# services purchased;

ANSWER: Mary Elizabeth Irvin, Chairman

Allen Page, Vice Chairman Collette Hoover, Treasurer

f. Identify all persons from Advantage Mailing involved in providing any goods or services in exchange for the \$23,376.

ANSWER: I do not know.

g. Identify and produce all documents related to the payment, including but not limited to scripts, tapes, memos, notes, correspondence, information stored on or created by computer.

ANSWER: Invoices from Advantage Mailing (see attached).

6. State the number of bank accounts that you have and identify all such accounts (provide the name and address/location of the bank in which such account is held, the account number and the name of the holder of the account). In addition, indicate whether you have an account separate from your federal account that is used for contributions received for candidates running for state or local office and for expenditures made for such candidates.

ANSWER: One bank account:

First National Bank and Trust Company

P. O. Box 1328

Asheboro, N.C. 27204

Sixth District Republican Executive Committee

Account # 123862

7. State whether you occupied any office space during 1996. If so, state the address of such office space and the terms of your occupancy, and provide: (a) the cost or value of such space; (b) the amount of space occupied; (c) the amount which you paid for such space; and (d) whether utilities were included in the amount paid.

ANSWER: No office space occupied in 1996 or ever.

8. State whether you retained any staff during 1996. If so, identify such persons and provide: (a) the terms of their employment; (b) the cost or value of their services; (c) the amount which you paid for such services.

ANSWER: No office staff ever retained.

9. State whether you had any expenses during 1996 (other than any listed in response to questions 7 and 8, i.e., utilities, office supplies, telephone,, transportation costs). If so, (a) itemize all such expenses, (b) state whether they were paid for by you (and if so, provide all documents related to such payments) and (c) identify any person or organization that paid any such expenses on your behalf.

ANSWER: No expenses except for occasional postage for notice of meetings.

### **VERIFICATION**

COLLETTE HOOVER, first being duly sworn, deposes and says that she has read the contents of the foregoing ANSWERS TO INTERROGATORIES AND REQUEST FOR PRODUCTION OF DOCUMENTS and knows the contents thereof, that the same are true of her knowledge, except as to those matters and things stated upon information and belief, and as to those matters she believes them to be true.

Collette Hoover

Sworn to and subscribed before me this 2nd day of October, 1998.

# CERTIFICATE OF SERVICE

I hereby certify that the foregoing ANSWERS TO INTERROGATORIES AND REQUEST FOR PRODUCTION OF DOCUMENT, were served upon the Federal Election Commission by mailing a copy thereof by first class mail, postage prepaid and addressed as follows:

Office of the General Counsel Federal Election Commission, Room 659 999 E Street, N.W. Washington, D.C. 20463

This 2 day of October, 1998.

Alan V. Pugh

GAVIN, COX, PUGH, GAYIN & ETHERIDGE

119 Worth Street Asheboro, NC 27203

Telephone No. 910-629-2600

Fax No. 910-629-4734

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# First Mational Bank Randolph Mail Office

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To Checking # 0123362

10,000.00

Will be posted on next business day.

All items are credited subject to payment.

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THANK YOU FOR BANKING WITH FIRST NATIONAL BANK and TRUST COMPANY D.





PAGE: DATE:

10/31/96 ACCOUNT: 123862

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SIXTH DISTRICT REPUBLICAN EXECTIVE COMMITTEE RR 5 BOX 205A ASHEBORO NC 27203-9322

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NOW YOU HAVE 24-HOUR ACCESS TO YOUR FIRST NATIONAL ACCOUNTS ON OUR FNB INFORMATION LINE. CALL 626-8301 OR 1-800-873-1172 OR YOUR LOCAL FNB OFFICE FOR WORE INFORMATION.

PERSONAL COA ACCOUNT 122162

TAX IDENTIFICATION NUMBER LAST STATEMENT 09/30/96 4,871.31 56-1675447 32,425.00 **AVERAGE BALANCE** 10,264,68 2 CREDITS 4 DEBITS 34.876.80

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# Advantage Mailing, LLC

225 Hillsborough Street, Suite 255

Raleigh, NC 27603

DATE: 10/22/96

TERMS: DUE UPON RECEIPT

INVOICES PAST 30 DAYS SUBJECT TO 1.5% (18% APR) SERVICE CHARGE.

SOLD TO:

6th District GOP -- 25th House District C/O Colette Hoover 3309 Lassiter Maile Road

Asheboro, North Carolina 27203 910-625-3368

31,390 Voter pieces including graphic design, layout, artwork, typesetting, copywriting half-tones, paper material, printing, voter list & computer selects, computer addressing, sorting, bulking, tabbing, red tagging, delivery to Greensboro Bulk Mail Center..........\$7,403.30

6% NC Sales Tax \$444.20

Postage \$4,708.50 Total \$12,556.00

Please Make Check Payable to:

Advantage Mailing

# INVOICE

# Advantage Mailing, LLC

225 Hillsborough Street, Suite 255

Raleigh, NC 27603

DATE: 10/22/96

TERMS: DUE UPON RECEIPT

INVOICES PAST 30 DAYS SUBJECT TO 1.5% (18% APR) SERVICE CHARGE.

SOLD TO:

6th District GOP -- 89 House District C/O Colette Hoover 3309 Lassiter Maile Road

Asheboro, North Carolina 27203 910-625-3368

24,552 Voter pieces including graphic design, layout, artwork, typesetting, copywriting half-tones, paper material, printing, voter list & computer selects, computer addressing, sorting, bulking, tabbing, red tagging, delivery to Greensboro Bulk Mail Center.........\$5,790.57

6% NC Sales Tax \$347.43

Postage \$3,682.80 Total \$9,820.80

Please Make Check Payable to:
Advantage Mailing



October 17, 1996

# INVOICE

TO: Sixth District Republican Party c/o Collette Hoover, Treasurer 3309 Lassiter Mill Road Asheboro, NC 27203

POR: Copy, production and placement of political

radio advertising

\$10,000.00

TERMS: Due and payable on receipt.

THANK YOU

pd 10/17/96



TO, ALAN PUGH 629-4734

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RADIO AD

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ANNOUNCER:
(Female)

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BACK TO THE TAXPAYERS? WHAT DO YOU CALL POLITICIANS
WHO WORK HARDER TO HELP THEMSELVES THAN THEY DO FOR
THE PROPLE BACK HOME? WELL, IN 1994 THE PEOPLE OF
GUILPORD COUNTY CALLED THESE KINDS OF POLITICIANS
LIKE MARY JARRELL AND MAGGIE JEPPUS HOME. THAT'S
WHAT THEY CALLED THEM.

AGAIN. THEY'RE RUNNING TO FUT THEMSELVES

RACK ON YOUR PAYROLL. AGAIN. THEY'RE WORKING HARD

TO CONVINCE YOU TO SEND THEM BACK TO RALEIGH.

BUT YOU KNOW BETTER. TWO YEARS AGO YOU CALLED

MARY JARRELL AND MAGGIE JEFFUS HOME. AND

REPLACED THEM WITH JOANNE SHARPE AND JOHN

COCKERREGE. THRY WENT TO THE STATE HOUSE WITH A

WHOLE DIFFERENT ATTITUDE ABOUT SERVING THE FROPLE.

THEY VOTED FOR TAX CUTS, NOT HIGHER TAXES. THEY

VOTED TO CUT THE COST OF GOVERNMENT, NOT MAKE IT

BICGER. THBY VOTED TO REFUND TAX DOLLARS TO YOU,

NOT USE IT TO LINE THEIR OWN POCKETS. THE
VOTERS MADE THE RIGHT CHOICE IN 1994. LET'S
REEP IT GOING. LET'S EGEP MARY JARRELL AND
MAGGIE JEFFUS HOME.

Disclaimer: PAID FOR BY SIXTH DISTRICT REPUBLICAN PARTY.

# 

**RANDOLPH COUNTY REPUBLICAN EXECUTIVE COMMITTEE** 

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**INVOICE** 

# Advantage Mailing, LLC

225 Hillsborough Street, Suite 255

Raleigh, NC 27603

DATE: 10/22/96

TERMS: DUE UPON RECEIPT

INVOICES PAST 30 DAYS SUBJECT TO 1.5% (18% APR) SERVICE CHARGE.

SOLD TO:

6th District GOP -- 25th House District C/O Colette Hoover 3309 Lassiter Maile Road

Asheboro, North Carolina 27203 910-625-3368

31,390 Voter pieces including graphic design, layout, artwork, typesetting, copywriting half-tones, paper material, printing, voter list & computer selects, computer addressing, sorting, bulking, tabbing, red tagging, delivery to Greensboro Bulk Mail Center..........\$7,403.30

6% NC Sales Tax \$444.20

Postage

\$4,708.50

Total

\$12,556.00

Please Make Check Payable to:

Advantage Mailing

**INVOICE** 

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225 Hillsborough Street, Suite 255

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6% NC Sales Tax \$347.43

Postage \$3,682.80

Total \$9,820.80

Please Make Check Payable to: Advantage Mailing



October 17, 1996

# INVOICE

TO: Sixth District Republican Party c/o Collette Hoover, Treasurer 3309 Lassiter Mill Road Asheboro, NC 27203

FOR: Copy, production and placement of political

radio advertising

\$10,000.00

1 . 11

TERMS: Due and payable on receipt.

THANK YOU

12/11/96 V# 1046